

1 MORGAN, LEWIS & BOCKIUS LLP
2 MICHAEL W. STEINBERG, *Pro Hac Vice* Pending
3 1111 Pennsylvania Avenue, NW
4 Washington, DC 20004
Tel: 202.739.3000
Fax: 202.739.3001
E-mail: msteinberg@morganlewis.com

5 Attorney for Intervenors Superfund Settlements
6 Project, RCRA Corrective Action Project, and
 American Petroleum Institute

7 MORGAN, LEWIS & BOCKIUS LLP
8 BENJAMIN P. SMITH, State Bar No. 197551
9 One Market, Spear Street Tower
10 San Francisco, CA 94105
Tel: 415.442.1000
Fax: 415.442.1001
E-mail: bsmith@morganlewis.com

Local Co-Counsel for Intervenors

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

SIERRA CLUB, GREAT BASIN RESOURCE
WATCH, AMIGOS BRAVOS, and IDAHO
CONSERVATION LEAGUE,

Case No. C-08-01409-WHA

PROOF OF SERVICE

Plaintiffs,

vs.

STEPHEN JOHNSON, Administrator, United States Environmental Protection Agency, and MARY E. PETERS, Secretary, United States Department of Transportation,

Defendants.

PROOF OF SERVICE

1 I, Eileen H. Yemoto, declare:

2 I am a resident of the State of California and over the age of eighteen years, and not a
 3 party to the within action; my business address is One Market, Spear Street Tower, San
 4 Francisco, CA 94105-1126. On April 10, 2008, I served the within document(s):

- 5 • **PROPOSED INTERVENORS SUPERFUND SETTLEMENTS PROJECT, RCRA
 6 CORRECTIVE ACTION PROJECT, AND AMERICAN PETROLEUM
 INSTITUTE'S NOTICE OF MOTION AND MOTION TO INTERVENE;
 7 MEMORANDUM OF POINTS AND AUTHORITIES**
- 8 • **INTERVENORS SUPERFUND SETTLEMENTS PROJECT, RCRA
 9 CORRECTIVE ACTION PROJECT, AND AMERICAN PETROLEUM
 INSTITUTE'S DISCLOSURE STATEMENT PURSUANT TO FED. R. CIV. P. 7.1
 10 AND CERTIFICATION OF INTERESTED ENTITIES PURSUANT TO CIVIL
 L.R. 3-16**
- 11 • **INTERVENORS SUPERFUND SETTLEMENTS PROJECT, RCRA
 12 CORRECTIVE ACTION PROJECT, AND AMERICAN PETROLEUM
 INSTITUTE'S ANSWER TO PLAINTIFFS' COMPLAINT FOR DECLARATORY
 13 AND INJUNCTIVE RELIEF**
- 14 • **[PROPOSED] ORDER GRANTING INTERVENORS SUPERFUND
 SETTLEMENT PROJECT, RCRA CORRECTIVE ACTION PROJECT AND
 15 AMERICAN PETROLEUM INSTITUTE'S MOTION TO INTERVENE**
- 16 by transmitting via facsimile the document(s) listed above to the fax number(s) set
 17 forth below on this date before 5:00 p.m.
- 18 by placing the document(s) listed above in a sealed envelope with postage thereon
 19 fully prepaid, in the United States mail at San Francisco, California addressed as set
 20 forth below. I am readily familiar with the firm's practice of collection and
 21 processing correspondence for mailing. Under that practice it would be deposited
 22 with the U.S. Postal Service on that same day with postage thereon fully prepaid in
 23 the ordinary course of business. I am aware that on motion of the party served,
 24 service is presumed invalid if postal cancellation date or postage meter date is more
 25 than one day after date of deposit for mailing in affidavit.
- 26 by placing the document(s) listed above in a sealed Federal Express envelope and
 27 affixing a pre-paid air bill, and causing the envelope to be delivered to a Federal
 28 Express agent for delivery.
- 29 (BY PERSONAL SERVICE) I caused the envelope(s) to be delivered by hand to
 30 the addressee(s) noted below.
- 31 by placing the document(s) listed above in a sealed envelope with postage thereon
 32 fully prepaid, in the United States mail at San Francisco, California addressed as set
 33 forth below.



1 BY ELECTRONIC SERVICE (C.C.P. § 1010.6(a)(6)) - the parties listed below
 2 were served electronically with the document(s) listed above by e-mailed PDF files
 3 on April 10, 2008. The transmission was reported as complete and without error.
 4 My electronic notification address is eyemoto@morganlewis.com.

4 **VIA ELECTRONIC SERVICE:**

5 Lisa Gollin Evans
 6 Earthjustice
 7 21 Ocean Avenue
 8 Marblehead, MA 01945

9 Jan Hasselman
 10 Earthjustice
 11 705 Second Avenue, Suite 203
 12 Seattle, WA 98104

13 Gregory C. Loarie
 14 Earthjustice
 15 426 – 17th Street, 5th Floor
 16 Oakland, CA 94612

5 **VIA FIRST-CLASS US MAIL**

6 Peter D. Keisler
 7 United States Attorney General (Acting)
 8 United States Department of Justice
 9 950 Pennsylvania Avenue, N.W.
 10 Washington, D.C. 20530

11 Stephen Johnson
 12 Administrator
 13 Environmental Protection Agency
 14 1101A EPA Headquarters
 15 Ariel Rios Building
 16 1200 Pennsylvania Avenue, N.W.
 17 Washington, D.C. 20460

18 Mary E. Peters, Secretary
 19 U.S. Department of Transportation
 20 1200 New Jersey Avenue, SE
 21 Washington, DC 20590

22 Executed on April 10, 2008, at San Francisco, California.

23 I declare under penalty of perjury, under the laws of the State of California and the United
 24 States of America, that the foregoing is true and correct.

25 Respectfully submitted,

26 /s/ Eileen H. Yemoto
 27 Eileen H. Yemoto

